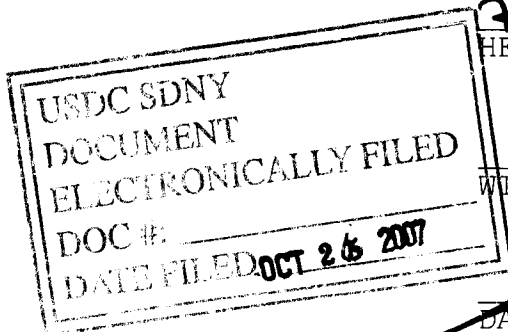


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :
 : WAIVER OF INDICTMENT
 :
 - v. - : S1 07 Cr. 852 (JSR)
 :
 HERMAN COLON, :
 a/k/a "Bless," :
 :
 Defendant. :
----- -x

HERMAN COLON, a/k/a "Bless," the above-named defendant, who is accused of violating Title 21, United States Code, Section 846, and being advised of the nature of the charges and his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by indictment.



Herman Colon
HERMAN COLON

Racquel Davis
WITNESS

David Lewis
DAVID LEWIS, ESQ.
COUNSEL FOR HERMAN COLON

Date: New York, New York
October 26, 2007